

## Message Text

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ACTION EUR-12

INFO OCT-01 ISO-00 AGR-05 L-03 STR-04 AID-05 CEA-01

CIAE-00 COME-00 EB-07 FRB-03 INR-07 NSAE-00 CIEP-01

SP-02 TRSE-00 LAB-04 SIL-01 SAM-01 OMB-01 /058 W

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R 061732Z NOV 75

FM USMISSION EC BRUSSELS

TO SECSTATE WASHDC 9916

INFO ALL EC CAPITALS 1287

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PASS AGRICULTURE

E.O. 11652: N/A

TAGS: EAGR, EEC

SUBJECT: PROPOSED EC REGULATIONS ON THE EXCLUSIVE USE OF DAIRY FATS  
AND PROTEINS

REF: (A) FASTO 76 (B) EC BRUSSELS 08200 (C) EC A-409 OF 11/8/73

(D) EC BRUSSELS 09252

1. BEGIN SUMMARY: A COMMISSION PROPOSAL TO PROHIBIT THE MARKETING OR  
USE

IN MANUFACTURE OF CERTAIN SPECIFIED DAIRY PRODUCTS IF THE CONTAIN  
NON-MILK FATS OR PROTEINS WAS SUBMITTED TO THE COUNCIL IN JULY 1975.

THE PROPOSAL IS NOW IN THE SPECIAL AGRICULTURAL COMMITTEE.

APPARENTLY, NO MEMBER STATE IS PUSHING THE PROPOSAL AT THIS TIME.

END SUMMARY.

2. THE PACKAGE OF DAIRY SECTOR PROPOSALS SUBMITTED BY THE COMMISSION

TO THE COUNCIL IN JULY 1975 (REF. B) INCLUDED A PROPOSAL TO  
EXCLUDE THE USE OF NON-DAIRY FATS AND PROTEINS IN DAIRY PRODUCTS.

THIS PROPOSAL WAS BROUGHT UP IN THE JULY 21-22 AGRICULTURAL  
COUNCIL AND AGAIN AT THE OCTOBER 13-14 MEETING (REF. D). IT IS

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NOW BEING STUDIED BY THE SPECIAL AGRICULTURAL COMMITTEE. THE

IDEA OF LEGISLATING EXCLUSIVE USE OF DAIRY FATS AND PROTEINS HAS BEEN CIRCULATING IN COMMISSION CIRCLES FOR QUITE SOME TIME. IT WAS SUGGESTED, FOR EXAMPLE, IN THE COMMISSION'S 1973 MEMORANDUM ON THE REFORM OF THE CAP (REF. C), AND SEEMS TO SURFACE EACH TIME THE EC DAIRY SURPLUS PROBLEM BECOMES SERIOUS.

3. THE PROPOSAL SUBMITTED IN JULY (COPY BEING TRANSMITTED BY AIR-GRAM) SPECIFIES THAT THE FOLLOWING MILK PRODUCTS MAY NOT BE MARKETED OR USED IN THE MANUFACTURE OF OTHER FOODSTUFFS IF THEY CONTAIN NON-MILK FATS OR PROTEINS:

- (1) MILK
- (2) CONCENTRATED MILK
- (3) MILK POWDER
- (4) WHEY
- (5) CREAM
- (6) CREAM POWDER
- (7) BUTTER
- (8) BUTTERMILK
- (9) CHEESE
- (10) CURDLED MILK, FERMENTED MILK, AND MILK TO WHICH RENNET HAS BEEN ADDED.
- (11) PRODUCTS 1-10, THE COMPOSITION OF WHICH HAS BEEN ALTERED BY THE ADDITION OR SUBTRACTION OF ONE OR MORE NATURAL CONSTITUENTS OF MILK.

WHITH RESPECT TO THE PRODUCTS ENUMERATED ABOVE, THE COMPOSITION OF WHICH HAS BEEN ALTERED BY THE ADDITION "OF ONE OR MORE INGREDIENTS, ADDITIVES, OR SUCH LIKE", THE PROPOSED REGULATION SPECIFIES THAT THEY MAY NOT BE MARKETED IF THEY CONTAIN NON-MILK FATS OR PROTEINS ADDED IN THEIR NATURAL STATE.

4. DIETITIC FOODSTUFFS, SPECIAL PREPARATIONS FOR INFANTS AND YOUNG CHILDREN, EDIBLE ICES (I.E., ICE CREAM) AND ANIMAL FEED-STUFFS ARE SPECIFICALLY EXEMPTED FROM THE PROPOSED REGULATION. ALSO, THE PROPOSAL PROVIDES FOR THE DRAWING UP A LIST OF FURTHER EXEMPTIONS AND FOR DEROGATIONS IN THE CASE OF EXPORTED MILK PRODUCTS.

5. SOURCES IN THE COMMISSION AND THE DUTCH PERM DEL INFORM US THAT DISCUSSIONS OF THE PROPOSAL IN THE SPECIAL AGRICULTURE COMMITTEE HAVE BEEN QUITE SUPERFICIAL. IN ACT, THE MAIN REASON FOR BRINGING LIMITED OFFICIAL USE

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UP THE PROPOSAL AT THE OCTOBER 13-14 AGRICULTURAL COUNCIL WAS TO OBTAIN AN INDICATION OF COUNCIL THINKING ON THE SUBJECT. THIS WAS NOT ACHIEVED AS THE COUNCIL AGAIN REFERRED THE MATTER BACK TO THE SPECIAL AGRICULTURAL COMMITTEE WITHOUT SUBSTANTIVE COMMENT. NO MEMBER STATE SEEMS TO BE PUSHING THE PROPOSAL AT THIS TIME. APPARENTLY, NEARLY ALL OF THEM ARE HAVING DIFFICULTY FORMULATING A POSITION ON THE PROPOSAL DUE TO CONFLICTING VIEWS WITHIN THEIR OWN GOVERNMENT--REFLECTING THE DIVERGENT VIEWS OF THE DAIRY

INDUSTRY, ON THE ONE HAND, AND THE MINISTRY OF HEALTH, THE FOOD  
INDUSTRY AND THE FATS AND OIL TRADE, ON THE OTHER.

6. OUR SOURCES FELT THAT THE PROPOSAL WAS OF QUITE LOW PRIORITY  
AND DID NOT EXPECT THAT THE MATTER WOULD BE SERIOUSLY CONSIDERED  
FOR AT LEAST 2-3 MONTHS. GREENWALD

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## Message Attributes

**Automatic Decaptioning:** X  
**Capture Date:** 01 JAN 1994  
**Channel Indicators:** n/a  
**Current Classification:** UNCLASSIFIED  
**Concepts:** DAIRY PRODUCTS, FATS, COMMITTEE MEETINGS, FOOD & DRUG REGULATIONS  
**Control Number:** n/a  
**Copy:** SINGLE  
**Draft Date:** 06 NOV 1975  
**Decaption Date:** 01 JAN 1960  
**Decaption Note:**  
**Disposition Action:** RELEASED  
**Disposition Approved on Date:**  
**Disposition Authority:** GolinoFR  
**Disposition Case Number:** n/a  
**Disposition Comment:** 25 YEAR REVIEW  
**Disposition Date:** 28 MAY 2004  
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